

REMARKS

Claims 6-12 have been rejected by the Examiner under 35 USC 103(a) as being unpatentable over Seok (referred to as Chang by the Examiner), U.S. Patent 6,793,096 in view of Ziskin et al., U.S. Patent 2,602,564. Claims 6-12 have also been rejected by the Examiner under 35 USC 103(a) as being unpatentable over Wheaton, Jr., U.S. Patent 3,337,077 in view of Seok and Itoh et al., U.S. Patent 5,251,542. Finally, claim 5 has been rejected by the Examiner under 35 USC 103(a) as being unpatentable over the prior art as applied to claim 3 and further in view of Sommer et al., U.S. Patent 6,866,158. These rejections are respectfully traversed.

As the Examiner will note, claim 6 has been amended to include the subject matter of claim 5, and correspondingly, claim 5 has been cancelled from the present application. Thus, the Applicant is focusing the present invention on the feature disclosed in Fig. 5 of the present application wherein the plastic rim 31 is integrally formed with a plastic coating layer which extends around the outer surface of lower portions of the container body.

The present invention is directed to a food storage container having a specific construction, whereby a non-plastic container body is provided with a closed ring-shaped plastic rim which is adapted to cooperate with a plastic lid for sealing the container body. In one of the advantageous features of the present invention as shown in Fig. 5, a plastic coating layer 32 is made integral with the plastic rim 3 and extends from the plastic rim 3 thereby surrounding the outer surface and lower (bottom) of the container body. By constructing the plastic rim to be contiguous with the coating layer 32, the attachment of the plastic rim to the non-plastic container body 11 is made even more secure and strong and furthermore, the container body is protected from external impact and in addition it is possible to use various colors and shapes for enhancing the outer appearance of the container.

As noted on page 8 and elsewhere in the present application, because the plastic rim 3 and the plastic coating layer 32 integrally extending from the plastic rim 3 are formed by a double injection method, a tension force is created in the plastic rim 3 whereby it is very difficult for the plastic rim 3 to become disengaged from the container wall.

The Examiner has relied upon Sommer et al. to allegedly show a non-plastic container body provided with a plastic layer which surrounds the outer surface and lower portion of the container body. However, it is clear from a thorough reading of Sommer et al. that the patentees while showing the use of a plastic coating 4 which surrounds the glass bottle 10 do not contemplate a structure wherein a plastic coating layer which extends around the outer surface and lower portion of the container body is also integrally formed with the plastic rim for achieving the Applicant's purposes as discussed hereinabove.

In rejecting the claims of the present application, the Examiner finds it necessary to piece together five different prior art references in an attempt to meet the Applicant's inventive contribution. It is believed that the dissecting of bits and pieces from each of the five references and then reconstructing these bits and pieces into the Applicant's inventive contribution requires a complete reconstruction of the teachings of the references in view of the Applicant's own disclosure.

Accordingly, in view of the above amendments and remarks reconsideration of the rejections and allowance of the claims of the present application are respectfully requested. In the event that the proposed Amendment does not place the present application into condition for allowance, entry thereof is respectfully requested to place the present application into better condition for appeal.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Joseph A. Kolasch Reg. No. 22,463 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

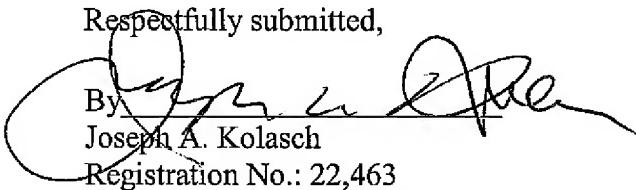
Application No. 10/773,304
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: July 19, 2007

Respectfully submitted,

By 
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